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6 UNITED STATES DISTRICT COURT  
7 DISTRICT OF NEVADA

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9 NICHOLAS JAMES WILLING, Case No. 2:14-cv-01194-RFB-CWH

10 Petitioner,

ORDER

11 v.

12 BRIAN E. WILLIAMS, SR., et al.,

13 Respondents.

14 This action is a 28 U.S.C. § 2254 petition for a writ of habeas corpus filed by  
15 Nicholas James Willing, a Nevada state prisoner. On June 22, 2017, this court granted  
16 a stay and administratively closed this case pending the completion of petitioner's state  
17 postconviction litigation (ECF No. 59).

18 Willing is currently represented by the Federal Public Defender for the District of  
19 Nevada (FPD). On September 20, 2017, Willing's counsel filed a motion to temporarily  
20 lift stay and a motion to withdraw as counsel (ECF Nos. 61, 62). Counsel advises that a  
21 conflict has arisen due to an irreparable breakdown in the attorney-client relationship  
22 between counsel and his supervisors and Mr. Willing (ECF No. 62, p. 2). Counsel notes  
23 that, among other issues, Willing filed with this court a letter that Willing states he sent to  
24 the American Bar Association complaining about the FPD's representation (see ECF No.  
25 60). Good cause appearing, the motion to withdraw as counsel is granted.

1           The court's Criminal Justice Act designee has located counsel willing to be  
2 appointed to represent the petitioner herein:

3           Mary Lou Wilson  
4           2064 Regent St.  
5           Reno, NV 89509  
6           (775) 771-8620.

7           Finally, Willing filed four *pro se* motions while he was represented by the FPD.  
8 These are fugitive documents that are not properly before the court, and they shall be  
denied.

9           **IT IS THEREFORE ORDERED** that the motion to temporarily lift stay (ECF No.  
10 61) is **GRANTED** for the purposes of this order only.

11           **IT IS FURTHER ORDERED** that the motion to withdraw as attorney (ECF No. 62)  
12 is **GRANTED**. The Federal Public Defender **is released as counsel**.

13           **IT IS FURTHER ORDERED** that Mary Lou Wilson is **APPOINTED** to represent the  
14 petitioner herein. Ms. Wilson is a Criminal Justice Act panel attorney for the United States  
15 District Court, District of Nevada. Ms. Wilson shall represent petitioner in all future  
16 proceedings in this court relating to this matter (including subsequent actions) and  
17 appeals therefrom, pursuant to 18 U.S.C. § 3006A (a)(2)(B), until allowed to withdraw.  
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19           **IT IS FURTHER ORDERED** that CJA counsel Mary Lou Wilson shall enter a notice  
20 of appearance within **twenty (20) days** of the date of this order.

21           **IT IS FURTHER ORDERED** that petitioner's four *pro se* motions: motion for  
22 complete discovery (ECF No. 64); motion for hearing on Senate Bill #182 (ECF No. 65);  
23 motion for appointment of counsel (ECF No. 68); and motion for hearing on newly  
24 discovered evidence (ECF No. 70) are all **DENIED**.

25           DATED: 12 December 2017.

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28           RICHARD F. BOULWARE, II  
                 UNITED STATES DISTRICT JUDGE